

# United States Patent and Trademark Office

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO		
09/771,491	01/27/2001	Raymond Anthony Joao	RJ180 7937			
7:	590 09/21/2005	EXAMINER				
	A. JOAO, ESQ.	HAVAN, THU THAO				
122 BELLEVU YONKERS, N			ART UNIT	PAPER NUMBER		
,			3624	3624		
			DATE MAILED: 00/21/200	<b>c</b>		

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary    Continue   Continu			Applica	tion No.	Applicant(s)				
Thu Thao Havan    3824	Office Action Summary		09/771,	491	JOAO, RAYMOND ANTHONY				
Previol for Reply  A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.  WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.  Cetterions of their may be exhibited under the provision of 37 CFT 1:801, in the result however, may a retry be limely fired.  If NO period for reply is appointed above, the maxemum statutory pedido will apply and will asplie SIX (8) MONTHS from the mating date of this communication. Failure for provision provided provided the maxemum statutory pedido will apply and will asplie SIX (8) MONTHS from the mating date of this communication. Failure for provide within the set or pedidential one provided the maxemum statutory pedido will apply and will asplie SIX (8) MONTHS from the mating date of this communication, even if timely littled, may reduce any carrier plants are neglected. (2) size of 7 CFT. A-691.  Status  1)⊠ Responsive to communication(s) filled on 23 June 2005.  2a)□ This action is FINAL.  2b)☑ This action is non-final.  3)□ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213.  Disposition of Claims  4)☑ Claim(s) 61-80 is/are pedided.  (c)□ Claim(s) 61-80 is/are allowed.  (d)□ Claim(s) 61-80 is/are elected.  (d)□ Claim(s) 61-80 is/are rejected.  (c)□ Claim(s) 61-80 is/are rejected to by the Examiner.  10)☑ The specification is objected to by the Examiner.  Application Papers  9)□ The specification is objected to by the Examiner.  Application Papers  9)□ The provided frawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).  11)□ The drawing(s) filed on 1/27/01 is/are: a)□ accepted or b)☑ objected to by the Examiner.  Application Papers  9)□ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  a)□ All b)□ Some * c)□ None of:  1□ C			Examin	ər	Art Unit				
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WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.  Extensions of time may be available used the provided of 30° ERT 115(a). In a reveal, however, may a payly be timely field after SIX (6) MONTIS from the mailing date of this communication of 30° ERT 115(b). In a reveal, however, may a payly be timely field after SIX (6) MONTIS from the mailing date of this communication. Provided with the set or communication of the communication of the communication of the communication of the communication. Provided period for repy will, by statios, cause the supplication to be possible of the communication, even if simely filled, may reduce any seamed patents than adjustment. See 3° CFR 1.704(b).  Status  1) □ Responsive to communication(s) filed on 23 June 2005.  2a) □ This action is FINAL.  2b) □ This action is non-final.  3 □ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213.  Disposition of Claims  4 □ Claim(s) 61-80 is/are pending in the application.  4a) Of the above claim(s) is/are allowed.  5 □ Claim(s) 61-80 is/are rejected.  7 □ Claim(s) is/are allowed.  6 □ Claim(s) is/are objected to by the Examiner.  10 □ The specification is objected to by the Examiner.  10 □ The proving of the communication of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  a) □ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.  Priority under 35 U.S.C. § 119  12 □ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  a) □ All b) □ Some * c) □ None of:  1. □ Certified copies of the priority documents have been received in Application No. □ .  3. □ Copies of the certified copies of the priority documents have been received in Application No. □ .  3. □ Copies of the certified copies of the priority documents have been received in Application (PTO-152)  Notice of Toristo		,	cation appears on t	he cover sheet with the	e correspondence ad	idress			
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#### **Detailed Action**

#### Response to Amendment

Claims 61-80 are pending. This action is in response to the amendment received June 23, 2005.

#### **Drawings**

New corrected drawings in compliance with 37 CFR 1.121(d) are required in this application because figures 1-3c needed to be in typed format. Applicant is advised to employ the services of a competent patent draftsperson outside the Office, as the U.S. Patent and Trademark Office no longer prepares new drawings. The corrected drawings are required in reply to the Office action to avoid abandonment of the application. The requirement for corrected drawings will not be held in abeyance.

## Claim Rejections - 35 USC § 112

The following is a quotation of the first paragraph of 35 U.S.C. 112:

The specification shall contain a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the same and shall set forth the best mode contemplated by the inventor of carrying out his invention.

Claims 61-80 are rejected under 35 U.S.C. 112, first paragraph, as containing subject matter which was not described in the specification in such a way as to

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reasonably convey to one skilled in the relevant art that the inventor(s), at the time the application was filed, had possession of the claimed invention.

Claims 61-80 have been amended to recited "a request for advertising space, advertising space, a change in an offered price for an advertising space, a change in a term or a condition for an advertising offering, an advertisement debut, and an introduction of an advertisement or an advertising campaign" which does not appear to be in the originally filed specification. Thus, the recitation must be treated as "new matter". However, if the applicant does not believe that this subject matter is "new matter", an appropriate explanation is required including pointing out where support for this subject matter can be found in the origin specification.

### Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Thu Thao Havan whose telephone number is (571) 272-8111. The examiner can normally be reached on Monday-Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Vincent Millin can be reached on (571) 272-6747. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR

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system, see <a href="http://pair-direct-uspto.gov">http://pair-direct-uspto.gov</a>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at (866) 217-9197 (toll-free).

TTH 9/12/2005

Vines Melli

VINCENT MILLIN SUPERVISORY PATENT EXAMINER TECHNOLOGY CENTER 3600